

[COUNSEL LIST ON NEXT PAGE ]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

TESSERA, INC.,

Plaintiff,

v.

ADVANCED MICRO DEVICES, INC., *et al.*,

Defendants.

AND RELATED COUNTERCLAIMS

Case No. 05-4063 CW (EDL)

**STIPULATION AND [PROPOSED]  
INTERIM PROTECTIVE ORDER  
COVERING PRODUCTION OF NON-  
PARTY CONFIDENTIAL  
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CHIPPAC (BVI) LIMITED, STATS CHIPPAC, INC., and STATS CHIPPAC LTD.

1 WHEREAS, Tessera has been a party in the following prior litigations: *Samsung Electronics*  
 2 *Co., Ltd., v. Tessera Technologies, Inc.*, Case No. C 02-5837 CW; *Texas Instruments, Inc. v.*  
 3 *Tessera, Inc.*, Case No. C 00-2114 CW; *Tessera, Inc. v. Micron Technology, Inc., et al.*, Civ. Action  
 4 No. 2-05cv-94-JDL and *In the Matter of Certain Semiconductor Chips*, Case No. 337-TA-332 (ITC)  
 5 (the “Prior Litigations”);

6 WHEREAS, the term “non-parties” as used herein includes both non-parties or parties to the  
 7 prior litigations;

8 WHEREAS, Tessera has stated that, prior to producing certain documents previously  
 9 produced by non-parties in the Prior Litigations, or containing information derived from documents  
 10 or information previously produced by non-parties in the Prior Litigations, it is obligated to seek  
 11 consent from those non-parties;

12 WHEREAS, to promote obtaining any necessary non-party consents, the Court has requested  
 13 that the parties submit proposed language for an interim Protective Order relating to such non-party  
 14 Prior Litigation materials.

15 Based on the foregoing, the parties to this action hereby stipulate to the following:

16 Any document or information produced in the prior litigations either by Tessera or by any  
 17 non-parties that Tessera alleges contains confidential information of a non-party to this action  
 18 (“Non-Party Confidential Information”) and that is produced in this action by Tessera (*i.e.*, after  
 19 receiving the consent of the non-party) or by any non-party directly to Defendants, shall be subject  
 20 to the same restrictions regarding handling and dissemination of the documents and information as  
 21 are set forth in the protective orders in the Prior Litigations in which such Non-Party Confidential  
 22 Information was produced in the Prior Litigation, with the additional limitation that the Non-Party  
 23 Confidential Information shall be treated by Defendants as Outside Attorneys’ Eyes Only for the  
 24 duration of this action unless and until there is further order from the Court, with notice to the non-  
 25 party.

26 DATED: June 29, 2006

/s/

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 (BVI) LIMITED

IT IS SO ORDERED

Date: \_\_\_\_\_

\_\_\_\_\_  
 The Honorable Elizabeth D. Laporte  
 United States Magistrate Judge

**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, Elaine Y. Chow, attest that concurrence in the filing of this document has been obtained from all signatories.

/s/

Elaine Y. Chow